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IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

International Application No. : PCT/EP2004/013663

International Filing Date : 01 December 2004 (01.12.2004)

Priority Date(s) Claimed : 16 December 2003 (16.12.2003)

Applicant(s) (DO/EO/US) : Helmut FIEBIG, et al.

Title: DNA SEQUENCE, AND RECOMBINANT PREPARATION OF THE GRASS

POLLEN ALLERGEN LOL P4

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

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| | | within three months of the filing date of a national application other than a CPA under § 1.53(d); | | | | |
| | \boxtimes | within three months of the actual filing date of the national phase of a PCT application; OR | | | | |
| | | before the mailing of a first substantive office action (including after filing of an RCE). | | | | |
| | | 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the periods ied in 37 C.F.R. § 1.97(b), but before the mailing date of: | | | | |
| | | a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and | | | | |

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| | | is acco | mpanied by: |
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| | | | the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR |
| | | | a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p). |
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| | | a final | action under 37 C.F.R. § 1.113; |
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| Statem | nents Ur | nder 37 | C.F.R. 1.97(e) |
| | | | Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or |
| | | | No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement. |
| Cited | Materia | <u>ls</u> | |
| | | ancest | s of materials listed but not attached were cited in benefit (35 U.S.C. § 120) or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d). |
| | \boxtimes | - | s of materials listed but not attached were cited in an international search dated April 19, 2005. |
| | | Not re | quired by 37 CFR § 1.98. |
| | | Copie | s of the materials listed are attached (except for the foregoing). |

| Non-I | English | Language References |
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Respectfully submitted,

#elano, Reg. No. 27,969

Attorney Agent for Applicants

MILLEN, WHITE, ZELANO & BRANIGAN, P.C. Arlington Courthouse Plaza l 2200 Clarendon Blvd. Suite 1400 Arlington, Virginia 22201 Telephone: (703) 243-6333

Facsimile: (703) 243-6410

Attorney Docket No.: MERCK-3179

Date: June 15, 2006

AJZ:ssr

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| | | | | Application Number | USNIP of PCT/EP2004/013663 |
| INFO | RMATION | N DISCL | OSURE | Filing Date | 01 December 2003 (01.12.2003) |
| STAT | TEMENT | BY APPI | LICANT | First Named Inventor | Helmut FIEBIG, et al. |
| | | | | Group Art Unit | unknown |
| (use as many sheets as necessary) | | | | Examiner Name | unknown |
| Sheet | 1 | of | 2 | Attorney Docket Number | MERCK-3179 |

| | U.S. PATENT DOCUMENTS | | | | | | | | |
|------------------------|---------------------------------------|------------------|---|--|---------------------------------------|--|--|--|--|
| | | U.S. Patent Docu | | | Date of Publication of Cited Document | | | | |
| Examiner Initials * | Cite No.1 | Number | Kind Code ² (<i>if known</i>) | Name of Patentee or Applicant of Cited Document | MM-DD-YYYY | | | | |
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| Examiner Initials* | Cite No.1 | Office ³ | Number⁴ | Kind Code ⁵ (if known) | Name of Patentee or Applicant of Cited Document | Cited Document MM-DD-YYYY | Passages or Relevant Figures Appear | T* | | |
| | 001 | wo | 2004/000881 | Α | MERCK GMBH, ET AL. | 12-31-2003 | | | | |
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| | | | | Application Number | USNP of PCT/EP20047013663 | |
| INFO | RMATION | DIS | CLOSURE | Filing Date | 01 December 2003 (01.12.2003) | |
| STAT | TEMENT B | Y AF | PPLICANT | First Named Inventor | Helmut FIEBIG, et al. | |
| | | | | Group Art Unit | unknown | |
| | (use as many she | ets as | necessary) | Examiner Name | unknown | |
| Sheet | 1 | of | 2 | Attorney Docket Number | MERCK-3179 | |

| | NON PATENT LITERATURE DOCUMENTS | | | | | | | |
|------------------------|---------------------------------|--|----|--|--|--|--|--|
| Examiner Initials * | Cite No.¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T² | | | | | |
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